IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

Tr.P(C).No. 168 of 2007()

OP.384/2007 of FAMILY COURT, KOTTARAKKARA
.....

PETITIONER:

REMYA MENON, AGED 21,
D/O. RAMESH CHANDRAN, POZHALIL HOUSE, CHANDANA,
RAMAKRISHNA IYYER ROAD, IRINJALAKUDA VILLAGE,DESOM
MUKUNDAPURAM TALUK, THRISSUR DISTRICT.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENT:

SUBHASH K.G., S/O.C.K.GOPALAKRISHNAN,
SARAS NIVAS, ALANCHERY DESOM, ALANCHERY P.O.,
EROOR VILLAGE, PATHANAPURAM TALUK.

BY ADV. SRI.MANOJ RAMASWAMY

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON I.A. 1790 OF 2007
IN
TR.P.C. NO.168 OF 2007

DISMISSED

18/9/07 **SD/- M.N. KRISHNAN, JUDGE.**

[True Copy]

P.A. TO JUDGE.

M.N. KRISHNAN, J.

= = = = = = = = = = = = = = =

Tr.P.C. NO. 168 OF 2007

= = = = = = = = = = = = = = =

Dated this the 18th day of September, 2007.

J U D G M E N T

This Transfer Petition is filed by the wife to transfer O.P. (HMA) 384/07 pending before the Family Court, Kottarakkara to the Family Court, Thrissur to be tried along with O.P.580/07. The wife has filed O.P.580/07 for divorce and the husband has filed a petition for restitution of conjugal rights as O.P.384/07. There are allegations which are to be considered in the case regarding the conduct of the parties and that need not be considered for a petition for transfer.

2. In ground 'E' it is stated that the petitioner is only having her mother and she is finding it very difficult to go to Kottarakkara with the old mother and it takes about six hours. I am not considering or stating anything on the allegation of threat by the husband to the wife. Suffice to say that being an young lady who has to travel a considerable long distance and the company is only the mother who was not able to travel on each

and every occasion. So, considering the comparative hardship that will be faced by the parties the prayer of the wife requires better and sympathetic consideration. Therefore I transfer O.P. (HMA)384/07 pending before the Family Court, Kottarakkara to the Family Court, Thrissur where O.P.580/07 is pending, for joint trial and disposal.

The Tr.P.C. is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

ul/-